

109TH CONGRESS
1ST SESSION

H. R. 4327

To authorize the Secretary of State to deny a passport to a noncustodial parent who is the subject of an outstanding State warrant of arrest for nonpayment of child support and to deny a passport to a custodial parent who is likely to remove a child from the United States to prevent contact permitted between the child and the noncustodial parent.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 15, 2005

Mr. ANDREWS (for himself and Mr. PLATTS) introduced the following bill;
which was referred to the Committee on International Relations

A BILL

To authorize the Secretary of State to deny a passport to a noncustodial parent who is the subject of an outstanding State warrant of arrest for nonpayment of child support and to deny a passport to a custodial parent who is likely to remove a child from the United States to prevent contact permitted between the child and the noncustodial parent.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “No Child Support, No
5 Passport Act”.

1 **SEC. 2. DENIAL OF PASSPORTS TO NONCUSTODIAL PAR-**
2 **ENTS SUBJECT TO STATE ARREST WARRANTS**
3 **IN CASES OF NONPAYMENT OF CHILD SUP-**
4 **PORT.**

5 (a) IN GENERAL.—Notwithstanding any other provi-
6 sion of law, the Secretary of State is authorized to refuse
7 a passport, or to revoke, restrict, or limit a passport, in
8 any case in which such Secretary determines or is in-
9 formed by competent authority that the applicant or pass-
10 port holder is a noncustodial parent who is the subject
11 of an outstanding warrant of arrest for nonpayment of
12 child support, where the amount in controversy is not less
13 than \$5,000.

14 (b) NOTIFICATION.—Any court having jurisdiction
15 over a case in which there is issued a warrant of arrest
16 described in subsection (a) may notify the Secretary of
17 State if the court has reason to believe that the noncusto-
18 dial parent may use a passport issued by such Secretary
19 to evade arrest on such warrant or to remove from the
20 United States the child for whom support is alleged to
21 be owed.

1 **SEC. 3. DENIAL OF PASSPORTS TO CUSTODIAL PARENTS**
2 **WHO ARE LIKELY TO REMOVE A CHILD FROM**
3 **THE UNITED STATES TO PREVENT CONTACT**
4 **PERMITTED BETWEEN THE CHILD AND THE**
5 **NONCUSTODIAL PARENT.**

6 (a) IN GENERAL.—Notwithstanding any other provi-
7 sion of law, the Secretary of State is authorized to refuse
8 a passport, or to revoke, restrict, or limit a passport, in
9 any case in which such Secretary determines or is in-
10 formed by competent authority that the applicant or pass-
11 port holder is a custodial parent who is reasonably likely
12 to remove the child from the United States for the purpose
13 of preventing contact permitted between the child and the
14 noncustodial parent.

15 (b) NOTIFICATION.—Any court having jurisdiction
16 over a case involving custody of a child may notify the
17 Secretary of State if the court finds that there is a reason-
18 able probability that a custodial parent may use a passport
19 issued by such Secretary to remove the child from the
20 United States for the purpose of preventing contact per-
21 mitted between the child and the noncustodial parent.

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